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# **COUNT WITTE BITTER**

Bussian Premier Tells Moderates They Are to Blame for Bloodshed.

FAIL TO SUPPORT THE GOVERNMENT

Every Appeal for Confidence Rejected by Liberal Elements.

REDS REGARD ACTION AS LICENSE

Liberty Granted Taken Advantage of to

Plot Against the Cear. REPRESSION NOW NECESSARY IN RUSSIA

While Not in Sympathy with Harsh Mensures of Minister Durnovo, He Cannot Suspend

Them.

ST. PETERSBURG, Jan. 16 .- 1:40 p. m .-Premier Witte today made an interesting statement to a delegation, headed by the mayor of the city, which requested a relaxation of the orders of the prefect of police against meetings in the interest of the electoral campaign. The premier could not promise to do anything until after January 22. While personally he did not sympathize with the harsh measures of Interior Minister Durnovo, he regarded them as essential. The premier could not assume the responsibility for a course make him a scapegout. He spoke bitterly of the failure of the moderates to give the government support, saying that upon heir shoulders largely rests the burden

repression. He added: The emperor in the manifesto of October 30 at one stroke granted the people more rights than any other monarch had ever before given, but you know the attitude which Russian society assumed. The government's appeals for confidence were rejected and every liberty granted was abused by the revolutionists. The permission to hold meetings was translated into license for street disturbances and assemblages to plot against the life of the government. I have always been opposed to repression, but the attitude of the moderates compelled me to adopt harsh measures. I am determined to save Russia.

Assembly in April.

Assembly in April. While the emperor wanted the national assembly to meet as early as possible, Premier Witte said those charged with the election feared it will be impossible for it

to assemble before April 29. Speaking of the innumerable disasters with which the government was confronted, the premier openly stated that many of the provincial authorities continued to act independently, instancing Moscow, where before the revolt neither the governor general, the governor nor the prefect informed him of the conditions prevailing there. He said the Moscow revolt was more serious

than people generally believed. a
Recounting a remarkable incident that heretofore had escaped notice the premier

"At one time all the stations, except the Nicholas depot, were in the hands of the revolutionists. The latter, in desperation, with dynamite for the station with the inention of blowing it up. A frightful disaster was averted by a timely warning of the plot, which enabled the authorities to have a military train with steam up ready on a parallel track. As the dynamite train arrived soldiers from the military train, running beside it, fired at the engine and managed to pierce the boiler of the locomotive, stopping the train before it reached its desination."

In St. Petersburg, the premier further re marked, enough dynamite had been captured to destroy the entire city.

Composition of Congress. conclusion, he stated that two laws were being prepared to define the relations of the council of the empire and the national assembly. The former would be composed of 176 members, half of them apointed by the emperor and half elected. The latter would include thirty-four zemstvoists, eighteen members of the nobility and twelve representatives of trade and industry, while the clergy, Poland, the Caucasus and the border provinces would each have six representatives.

It is rumored that the revolutionists are reeping a list of land owners who have ded or are fleeing abroad, with the intenion, if the revolution is successful, of conuscating their estates.

The latest news from Transcaucasia t that a complete revolution prevails in Georgia and Mingrelia. The vicercy is withdrawing all the troops available north of Vladikaykaz for service in the revolutionary territory.

Troops Capture Revolutionists. REVEL, Esthonia, Jan. 10.-A tailor

named Schultz, who had been elected president of the Esthonian republic, has been captured and executed by the sol-

WARSAW, Jan. 19.-The troops have captured the Iron works at Ostrowiec, govrnment of Radom, which had been occupied by the revolutionists as their headquarters. Many of the revolutionists were killed or wounded during the fight. The

TIFLIS. Jan. 10.-The plundering of this city continues. Last night bombs were thrown at a military patrol, whereupon the house from which the bombs were hurled and the adjoining buildings were bombarded with artillery, with the result that many persons were killed or wounded. A house in which an Armenian who had attempted to assassinate an officer had sought refuge was set on fire and the man was burned alive.

No Quarter Given.

MITAU, Couriand, Jan. 10.-A squadron Hazenpol, losing two men killed and four wounded, received reinforcements later and surrounded the revolutionists and no quarter was given and the revolutionists, numbering eighty-nine in all, were killed to the last man.

A band of fifty revolutionists made daring raid on Livenhoff with the object of obtaining medicines and bandages for the revolutionists in the field. They carried off two Jewish merchants and held them for a heavy ransom, which was paid.

# REPRIEVE FOR MRS. TOLLA

New Jersey Woman Sentenced for Murder Given Thirty Days' Longer Life.

TRENTON, N. J., Jan. 10.-Mrs. Tolia. under sentence of death for murder, was in Indianapolis and gives a list of the Bevtoday granted a reprieve of thirty days cridge appointees. by Governor Stokes.

Mrs. Quackenboss, a New York lawyer. appeared before the Board of Pardons in innati was here with petitions con-

# FIGHT FOR TERMINAL SITE MORTENSEN FOR GOVERNOR STANDARD OIL CASE WAITS ATTORNEYSHIP IS HELD UP NEBRASKA WEATHER FORECAST FIRE IN BIG HOTEL Construction Work at Oak-

OAKLAND, Cal., Jan. 10.-The Western Pacific railroad today continued track laying along the retaining wail toward the outer end, also unloading lumber and rails in the vicinity.

land, Cal.

The Southern Pacific is progressing rapidly with its new machine shops northeast of the ferry slip. The track, which is announced to be a part of the plant for a machine shop and which is being used to convey material across the stretch of sand hakes up the site was nearly com-

this morning. Numerous freight cars sushed back and forth along the ralls, now extend from the tracks running he ferry slip to the main line on First

state railroad police brought to the

is have been posted notifying the genpublic that no trespassing will be al-

Engineers of the Western Pacific com pany continued their work of resurveying the retaining wall today, but there was no conflict between them and the forces of the Southern Pacific

SAN FRANCISCO, Jan. 10 .- Col. Heuer. chief of the United States engineers in California, stated today that the government is not concerned in what railway ccupies the newly made land along the north retaining wall of the Oakland estuary, which land he believes belongs to the which, if it resulted in bloodshed, would Western Pacific if its tracks laid there are not on the retaining wall.

An official of the Western Pacific said that the whole dispute will be determined by the courts, and meanwhile his company of compeling the government to resort to is in possession of the coveted strip of land running out to deep water from the shore. If the secretary of war grants the Western Pacific privileges of building slips and wharves at the end of the land, this official said, there will be little trouble in the re mainder of the dispute.

# PLEA OF GREENE AND GAYNOR Attorneys for Contractors Charged with Fraud Allege Extradi-

tion is Illegal.

SAVANNAH, Ga., Jan. 10 .- The Greene and Gaynor case, involving charges of conspiracy to defraud the government and emegzlement in connection with the government engineering works in this vicinity, today did not reach the point of drawing a jury for the actual trial, so slow is the progress made in the presentation of the defendants' special plea and its opposition by the prosecuting attorneys. Today, like yesterday, was consumed in the consideration of this special plea and there is every reason to believe that it may be next week before the jury stage of the case is

Upon the convening of the federal court to day A. A. Lawrence of counsel for Greene and Gaynor resumed his argument in supdefense yesterday to the two indictments restarted a train hauling two cars loaded turned in 1886 and 1902, respectively, claim- not the least doubt, That Millard and ing that conspiracy is not extraditable Mr. Erwin said the government contended that there was a conspiracy to defraud and that this was put into operation and that the putting of this into operation constituted fraud and was therefore extraditable. The specified offenses, too, in the indictment, one consisting of the presentation for payment for fraudulent accounts. "Were they extradited for conspiracy?" asked the court. Mr. Erwin replied that

> in fraud with an agent, this agent having been Captain Carter. Upon the conclusion of the argument of Mr. Erwin, H. W. Meldrim, leading counsel for the defense, followed in support of the contention that the defendants could not be brought back to the United States from

> Canada upon one charge and then tried Refore Mr. Meldrim had concluded his

tomorrow.

# UNION OF TWO SUGAR TRUSTS Elections Disclose Close Relations Between American and National

Refining Companies.

NEW YORK, Jan. 10 .- At the annual meeting of the stockholders of the American Sugar Refining company in Jersey City today President Henry O. Havemeyer, John Meyer and Arthur Donner were re-elected directors.

President Havemeyer said after the meet ing that he regretted that so few of the stockholders had attended the meeting in person. "Of the 900,000 shares outstanding of the stock," he said, "the holders of 564,820 shares have sent proxies for the business of this meeting."

The stockholders adopted a resolution that the accumulated profits of the company, less the dividends, be reserved as working capital.

At the annual meeting of the stockholders of the National Sugar Refining company held here today John Mayer, Arthur Donner and George H. Frazier were elected members of the board of directors. All these men are directors of the American Sugar Refining company. Although it has been generally known for some time that the American Sugar Refining company is argely interested in the National Sugar Refining company, this is the first official connection announced between the two companies.

## OVERSTREET IS DISCOURAGED of dragoons, which was ambushed near Unable to Dietate Nomination by President He Will Retire from

Campaign Committee.

WASHINGTON, Jan. 10.-Representative Overstreet (Ind.), secretary of the republican congressional campaign committee, an nounced today that the president's failure to allow him to name the surveyor of the port at Indianapolis has discouraged him so badly he will not again serve on the

committee. When asked if he will resign from the mmittee Mr. Overstreet said:

"No, I shall not resign. But I shall not accept re-election to the committee; what's the use. I'm not doing this for spite, but I had only one appointment and when tha is taken away there's nothing left for me. Mr. Overstreet says Senator Beveridge has more than his share of federal offices

It is understood that Roosevelt wrote a letter to Mr. Overstreet saying that he lynched early today at Moscow, Tex. had promised Senator Beveridge more than There were about seventy men in the mob. frs. Tolla's behalf. Mrs. Jesse B. Portion a year ago to appoint Mr. Rothschild and that he did not feel he could recede from that promise.

Friend of Present Treasurer Announces His Candidacy.

RAILROADS HAVE CENTERED ON WESTON

Dodge County Man Says Former Auditor for Governor and Millard for Senator in the Railrond Slate.

(From a Staff Correspondent.) LINCOLN, Jan. 19 - (Special.)-Taking advantage of his absence from the city, intimate friends of State Treasurer Peter Mortensen this morning announced that he would be a candidate for governor and that when the proper time comes Mr. Mor-

Mortensen has refused to commit himself he would gladly withdraw from the race fore the supreme court, Justice ever, while not denying that he would like show cause. Judge H. S. Priest of St. to be governor, will do nothing that would Louis, counsel in the west for the Standard affect the candidacy of Wall and Fries. Oil company, arrived here today to take who live in the same county with him and part in the case, who stood by him in his candidacy for Attorney General Hadley was present,

Mortensen Willing to Run. Senator Cady of Howard county was here last week and urged Mr. Mortensen to make the race and others have argued with the state treasurer that he could have the nomination for the asking. Inasmuch as the pressure has been so strong the report that Mortensen had finally capitulated to the wishes of his friends and consented to get in the running is believed around the state house.

Should the report be true that Weston has been agreed upon by the railroads as their candidate, friends of Mortensen say they will force Mortensen into the race whether he wants to run or not, as the Issue then would be fairly drawn between the railroads and the people. Both Mortensen and Weston made records as members of the board of assessment, Mortensen being the real factor in securing the increase of the railroad assessment and Weston at all times representing that faction which was opposed to an increase.

sent out instructions to their men to sup- mining the present case. port Charles Weston for governor and that port of the plea in abatement offered by the sent out instructions to support Senator railroad candidates for these two high offices I am positive. For some time rumors to that effect have been current in Dodge county and from the information I have received I believe the rumors to be facts.

> Thus did George L. Loomis of Fremont express himself at the Lindell hotel last

know, but I am positive that I will not be they had been extradited for participation a candidate for governor and at this time I feel certain that I never again will run for office. I have never yet made a fight for a nomination and I never will, so I am safe in saying I will never again be a candidate for any office. I understand that A. C. Shallenbarger of Alma will be a can-Berge would accept the nomination. I be-

Railroad Question Unpermost. the democratic ticket, will be men who regulation of railroad rates is now the leading issue in the republican party and it will result in that party being badly split. Panania canal was begun merely to embarrass the president and everything possible will be done to interfere with the construction of the canal. Of course in this they will in his efforts to bring about the regulation of railroad rates.

"As far as Nebraska is concerned the sentiment is with the president and I believe the people are thoroughly in earnest and will remain that way until the railroad domination of affairs in this state is at an end. I look for a rousing campaign.

# LOOKING INTO WATER PROBLEM

National Civic Federation Will Investigate Kansas City and San Francisco Plants.

NEW YORK, Jan. 10 .- The public ownership committee of the National Civic Federation met here today and made final arrangements for the investigation which it will undertake in this country and in Europe as to the comparative merits of public and private ownership of water supply. electric and gas lighting and street railways. The public water works of Kansas City and the private water works in San Francisco are among the many to be investigated by the committee. The work in America will be begun February 1 and it is expected to reach London about May 1.

# TEXAS MURDERER IS LYNCHED Before Being Hanged Negro Says He

Killed White Man "for Fun."

HOUSTON, Tex., Jan. 10 .- Ben Harris. the negro charged with the assassination of Ogro Poulk at Berings Mill. Monday night, and who was taken from officers last night at La Salle by a mob, was The negro, when asked why he killed Polk, said at first that it was an accident. Later he said he killed Polk "for fun."

New York Hearing Goes Over Until Court Passes Cpon Rogers' Ordes

NEW YORK, Jan. 10.-The hearing be fore a commissioner in the que warrante proceedings brought by Attorney General Herbert S. Hadley of Missouri, to oust three companies from that state, was put over until afternoon today. This was done in order to allow Mr. Hadley and his counsel and counsel for the Standard Oil company to appear in the supreme court and wake an argument on the order issued by that court to H. H. Rogers, instructing him to show cause why he shall not answer the questions asked him by Mr. Hadley.

Oil company of New Jersey owns or conby the Southern Pacific apparently not increased in number today, but it nouncement. The information was brought feelared that many more were in from Grand Island by a state officer who and the Standard Oil company of Missouri, the Republic Oil company of New York and the Standard Oil company of Indiana. trols a majority of the stock of the the Grand Island Soldiers' home. Mr. Mor-tensen is still absent from the city. up before Justice Gildersleeve in the su-preme court today William V. Rowe and by members of the Panama commission, While the name of the popular state Frank Hagerman, counsel for the Standard heads of departments and others, who have treasurer has been frequently mentioned in Oil company, asked that the hearing on the figured in the preliminaries of digging the question whether Mr. Rogers shall be com- canal. pelled to answer the questions be put over and he has given out the impression that until Friday morning. Justice Gildersleeve advices, has been asked to sail about Januas long as John Wall and Senator Fries granted the motion. The counsel for the were in the race he would under no cir- Standard Oil company laformed the court Secretary Taft that he would be ready to tempt lasting over an hour to arrive at cumstances be a candidate. In view of that they had not had time to prepare an recent developments, however, it is be-answer. They also requisited that the hearlieved the information brought to Lincoln ing before Commissioner Sanborn should be today is reliable. Senator Fries has said held in abeyance until after argument beprovided Mr. Mortensen would consent to sleeve therefore ordered that all proceedbe a candidate and it has been reported ings before Commissioner Frederick H. state. He will not attempt to disturb the that Mr. Wall also would get out of the Sanborn be stayed until Friday at 2 p. m., way of the treasurer. Mortensen, how- or until after argument on the order to

but was represented by Henry Wollman as

Lawyer W. V. Rowe, representing Mr. Rogers, said that he has had no opportunity to confer with his associates since receiving notice of the order to show cause. The questions involved were serious and comcase in less than two weeks. He said there is no occasion for haste as the original case in Missouri cannot be tried for several

Mr. Wollman, in answer, said that no postponement should be granted. All that is sought, he said, is delay and the questions involved are simple. He introduced Attorney General Hadley, who was accorded the privilege of addressing the court.

Mr. Hadley said the only privilege Mr. Rogers claimed in refusing to answer was the advice of counsel. The question is, ing the privilege that he or his counsel did Railroads for Weston.

Railroads of this state have in Missouri that will be helpful in deter-

### the Union Pacific and the Burlington have STATUS OF PRINTERS' STRIKE Millard for re-election, there is in my mind Both Sides fasue Statutents in Which think it was during the winter of 1902.3 "The Hallways and the People." They Claim to Be Making Gefns.

NEW YORK, Jan. 10 -- Presdent McCormick of Typographical union No. 6 tonight Accompanying the list is this statement: tae and the Typographical union occurred, the Typothetae has been issuing statements from time to time giving the names and numbers of establishments which have agreed to fight the eight hour day to the bitter end. In order to show the people how well they have been successful as the statement of the statement well they have been succeeding we submit the following list of printing houses in the city of New York which are running on an

Then follows the list of 280 names. This afternoon the Typothetae of New didate for governor and that George W. York gave out the following statement: Confidence in their ability not only to lieve that if the democrats secure control hold out, but to win, is growing each hour argument an adjournment was taken until of the legislature William J. Bryan will be with the members of the New York chosen United States senator without op- Typothetae. The organization is showing position should he be willing to accept the a solid front. Many of the members today received additions to their composing room forces. Many more have been engaged and "The railroad question will be the issue are on the way. Not a single firm has been in the campaign and I believe the men who put so far to any serious embarrassment, are elected, whether on the republican or Each day brings new pledges of support from powerful quarters. The latest is the are absolutely known to be in accord with co-operation of the Citizens' Industrial Asthe policy of President Roosevelt. The sociation of America, which offers the aid of its national body and 400 adjunct employers and citizens' organizations. The Typothetae of New York now has behind it President Roosevelt will have the fight the United Typothetae of America, the Naof his life with the senate, and this is tional Association of Manufacturers, the going to split the republican party clear most powerful association of employers in down the line. This investigation of the the world, and all their kindred associa-

### MARSHALL FIELD IS WORSE the railroads will fight the president as Three Physicians Spend Long Time at Bedside of Chiengo Merchant.

NEW YORK, Jan. 10.-The condition of was taken ill upon his arrival here yesterday, was reported today to be considerably

improved. While no official statement could be obtained from the physicians, it was rumored safe to put them with the administration. tonight that a grave change had taken place in the condition of Marshall Field of Chicago, who is ill at the Holland hotel in this city. Dr. James, the attending phy- at the homes of the members for two pursician, late tonight summoned in consultation Dr. E. G. Janeway and Dr. Austin F. Riggs. All three physicians were with the patient for a long time and afterward held an extended consultation. Mr. Field earlier in the day was said to be suffering from a

### RAILROAD BUILDING DELAYED Proposition to Postpone Opening of Shoshone Reservation Until Roads Are Extended.

LANDER, Wyo., Jan. 10.-Severe weather has so delayed the construction of the Northwestern railway extension across Wyoming toward the Shoshone reservation that the road may not be completed when the reservation is opened in June. As there are no railroads near the reservation a movement is on foot to postpone the opening until later in the season, when extensions may reach the borders of the reservation at Lander and Thermopolis.

Snow Blockade in New Mexico El. PASO. Tex., Jan. 19.—After being open two days, following a week's blockade, the Rock Island Southwestern line was snow-bound again today and sil trains are tied up. Meantime El Paso and all southern Arizona towns and smelters supplied with coal from the Dawson fields are experiencing a fuel famine.

Senater Millard Too Busy to Call the Delegation Togeher Before Saturday.

HE AND KENNEDY PLEDGED TO OMAHA MAN

Hour.

5 s. m..... 25 6 s. m..... 25

7 m. m ..... 25

S s. m ..... 23

9 a. m..... 25 10 n. m..... 28

11 n. m..... 31

Deg. Hour.

**FAST MAIL REPORTED WRECKED** 

Rumor of Serious Accident on South

ern Pacific Line West of

Orden.

NEW FEATURE IN HAZING CASE

Right to Compei Upper Classmen to

Testify Occupies Court

All Day.

ANNAPOLIS, Md., Jan. 10-After an at-

Stephen Decatur, jr., at the Naval acad-

The point came up after Midshipman

Pettersen B. Marzoni had objected answer-

ing a question as to hazing which, it is

alleged, had gone on before him. In the

former court martial of Midshipman De-

man, could testify without incriminating

of Water and Freight

Rebntes.

t of watered stock:

As to railway rebates the speaker said:

railway company.

is safe.

Senior Senator Confirms Statement of Former Senator Dietrich Regarding Promises Made by Cattlemen to the President.

(From a Staff Correspondent.) WASHINGTON, Jan. 10.-(Special Telegram.)-The district attorneyship will not be settled before Saturday at least. Senator The questions were in the main intended Millard said tonight that if the members o bring out whether or not the Standard would permit he would call the delegation together Saturday morning to determine When the order to show cause was taken Secretary Taft will hold the center of the

> appear before the committee at any time exact conclusions as to how far an upper after his arrival. classman could be compelled to testify as In view of the larger work which now to his knowledge of hazing incidents in a devolves upon Senator Millard by reason of case in which another midshipman is under his chairmanship he said it would not be trial upon the charge of "encouraging or possible for him to call the Nebraska dele- countenancing hazing," the court martial

> gation together before Saturday, at least, now engaged in the trial of Midshipman on the attorneyship matter. There are now some eighteen candidates emy, rendered no decision and adjourned for the position, and with each new candi- until tomorrow, when the judge advocate is date necessarily complications arise. These expected to inform the court in the matter. candidates range from leaders of the Omah bar to active, energetic men who have their

positions at the bar still to make. En-

one regards himself a factor and consequently makes the choice difficult. Senators Millard and Burkett today had catur, Marzoni testified that he was present an interview with Attorney General Moody when Fourth Classman Gaylord Church in relation to Burkett's bill dividing the was hazed by being compelled to do "the state into two federal districts. Senator sixteenth," and that Decatur was present. Burkett said the interview was satisfactory | Proof of active participation in hazing was plicated, he said, and he could not possibly and this may help solve the situation so far necessary of fix that charge. In the presprepare an answer or be ready to argue the as the district attorneyship is concerned. ent trial, however, "encouraging or coun-Millard and Kennedy are both pledged to tenancing hazing" is charged, and it is stand for an Omaha man, and unless a de- claimed that no midshipman who was cided preference should be expressed for actually present, particularly a first classsome outside man by the rest of the delegation there is every reason to believe that himself. Omaha will retain the district attorneyship.

Confirms Dietrich's Statement. Ex-Senator Dietrich's statement in the Nebraska newspapers that if cattlemen had been true to their promises made to the this point is considered important. president in regard to taking down fences the wholesale removal of officials would said Mr. Hadley, whether a witness can not have been necessary, has attracted refuse to answer questions simply by claim- much attention here. Senathr Dietrich went through the early stages of the illegal fencing problem with the leading cattlemen of Nebraska. He speaks as one with authority and is corroborated by his former colleague, Senator Millard, who today said:

"Mr. Dietrich is right when he says Nebraska cattlemen made positive promise to take down their fences within a year, I the Minnesota Municipal convention on the leading cattlemen visited Washington Among other things Mr. Stickney said on and consulted with members of the Nebraska and Wyoming delegations as to the proposed action by the government in forcing the fences to come down. Members of the delegation accompanied the cattlemen to the office of the secretary of the inmade public a list of 290 firms, large and to the office of the secretary of the insmall, in greater New York, who have granted the printers the eight hour day. Accompanying the list is this statement:

Since the difficulty between the Typothetae and the Typographical union occurred, the Typothetae has been issuing statements.

To the office of the secretary of the interviews of the president's office, and had than in railway properties. It is well key much that the capital value of the farms and other fixed property of the introduction of their forms of fixed property. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key much than in railway properties. It is well key m ernment did not intend to distress the cattle growers by precipitate action. It was agreed, as Senator Dietrich says, that the eattlemen should begin soon to prepare for the work of removal, which was to have been effected and completed by June of the following year-ample time in which to make the change without loss of animals on the ranges.

"It is deplorable," continued Senator Millard, "that the cattlemen did not keep their promise. Their failure to do so incensed the secretary of the interior, which has led to the indictments and convictions of cattlemen and the removal of officials in Nebraska, resulting in a scandal which has hurt the state.

Nebraskaus Divide on Philippines. Tonight the members of the Nebraska delegation minus the senators, were guests of Judge Kinkaid. On this occasion there were no women present and the delegation seriously considered a number of matters now pending before congress on which the will be expected to vote in the near future It has always been the hope of some of the members of the delegation that Nebraska would vote as a unit on all matters affecting the state, but early in the session it was developed that there was too much independence of thought to harmonize on ome of the questions presented and the attempt to secure unity was abandoned. Tonight it was developed that two of the six members in the house from Nebraska will vote against the Philippine tariff bill and there is just a possibility that the delegation will split even. This is a gain of one to the insurgent column, as these Marshall Field, the Chicago merchant, who representatives are called who are opposed the pending bill. On statehood the Nebraska delegation has not progressed far

> poses-social enjoyment and an opportunity to discuss matters affecting Nebraska. Four Postmasters' Terms Expire. Congressman Hinshaw has been notified by the Postoffice department that the terms of the postmasters at Exeter, Stromsburg, Geneva and Wymore expire within a few days. In the case of Geneva and Wymore the services of the incumbents are satisfactory to the department and it was stated by the department that unless conclusive reasons for contrary action were shown they would be reappointed. Acting upon the almost unanimous endorsement of the patrons of the two offices, Mr. Hinshaw recommended their reappointment. In the ases of Stromsburg and Exeter the department stated the present incumbents. would not be reappointed and asked Mr. Hinshaw for a recommendation. A large number of letters and endorsements have been received by Mr. Hinshaw in both of

never existed before, and that is the Ne-

braska delegation proposes to meet weekly

William A. Post at Stromaburg. Two Appointments Announced. F. E. Gray and A. L. Frost of Omaha have been appointed railway mail clerks. Upon the recommendation of Congressman Kinkaid, Dr. L. C. Davis has been

visits to the two places. Upon the in-

formation thus obtained he has recom-

nended William J. Hildreth at Exeter and

# Pair Thursday and Friday.

Temperature at Omaha Yesterday: 1 p. m..... 39 2 p. m.... 41

3 p. m..... 42 4 p. m..... 40 5 p. m..... 40 THREE PERSONS KILLED BY FALLING

S p. m..... 38 S p. m..... 37 S p. m..... 36 Fire Captain Loses His Life While Saving Aged Woman.

FIVE SUFFOCATED IN THEIR ROOMS

Fire Starts at Foot of Elevater and Spreads to Upper Floors. SALE LAKE CITY, Jan. 11 .- A special

received by the Tribune this morning from HALLS INSTANTLY FILLED WITH SMOKE Ogden says it is reported that the fast mail on the Southern Pacific has been wrecked at Montello hill, 120 miles west tially Suffocated and Two Are in Critical Condition-Loss

> MINNEAPOLIS, Jan. 10.-Eight persons are dead from suffocation or from leaping from windows and a score of people were more or less injured as a result of a fire in the West hotel this morning. The dead:

CAPTAIN JOHN BERWIN of Truck No. I, fell from the fourth floor to the Fifth street sidewalk, while attempting to save Mrs. Barlow's life.
W. G. NICKELS, Minneapolis, chamber of commerce, suffocated in his room on the

J. E. WOLF, New York, suffocated in his room on the seventh floor. CLINTON B. LAMME, New York, suffocated in his room on the seventh floor.

J. B. PEISNIGER, New York, jumped MRS. M. F. HODGES, Minneapolis, imped from the seventh story window. WILLIAM BLACK, New York, suffocated

Mr. and Mrs. Samuel Speisberger, Chicago, overcome by smoke.
Mary Rowaw, maid at the hotel, overcome by smoke.
N. S. Ansdem, superintendent Minneapolis and Northern Elevator company, seriously Gordan C. Sapp, Chicago, overcome by Ben W. Swisky, Chicago, overcome by

As it is expected that all of the cases Fire Starts a Pante.

It was the huge volume of smoke that stampeded the guests, as the moment a door was opened the room was filled with smoke and the panic-stricken guests were compelled to beat out the windows vent instant suffocation.

Many used their hands against the every instance ugly wounds resulted. Following the first alarm the fire depart-

The full extent of the tragedy which had been enacted throughout the house was not known at first, as it was thought that the casualties were confined to those which the crowd witnessed from the street, the Experience has proven that under present conditions, without effective support from the law, railways are powerless to prevent rebates, and kindred devices, and experiences has proyen as long as rebates exist no manufacturing or mercantile business death of Captain Berwin and the unfortunate man and woman who leaped to death in the alley toward Sixth street. At the moment the department got the fire under control a hurried search from cellar to garret of the big property showed a score The remedy by consolidation of railroads of victims, more or less overcome by into one strong enough to defy rebate smoke. The fire loss will not be over seekers would be worse than the disease

## the speaker said MEDAL FOR "ROUGH RIDER" In Presence of Distinguished Party President Decorates Former

Comrade. WASHINGTON, Jan. 10 .- One of the heroes of the battle of Las Guasimas, Cuba, in the Spanish-American war was rewarded today with a medal of honor, onferred by congress, for conspicuous gallantry in action. The recipient of the medal was Captain James Robb Church of the medical corps of the army, who during the Spanish-American war was first lieutenant and assistant surgeon of the First regiment, United States volunteer

cavalry-the Rough Riders. The presentation of the medal was made the occasion of a brilliant ceremony. In the presence of a distinguished assemblage, including Secretary of War Taft, Lieutenant General A. R. Chaffee, chief of staff, and the members of the general staff of the army, and several officers of the navy, including Surgeon General Rixey, all in full dress uniform, and members of the legislative council of the American Medical association, President Roosevelt presented enough in their social meetings to say the medal to Captain Church. The cere-"where they are at," but generally it is mony took place in the president's private office and the adjoining cabinet room. One thing has been accomplished that has

## CREDITORS GAIN BY THE ORDER Ohio Judge Decides Ownership of Stock Exchange Sent Against the Claimant.

Odell to the Holzman seat in the New York Stock exchange was denied by United States District Judge Thompson late yesterday and an injunction was issued to Omaha. Someone who declined to give his

On the outcome of this litigation depends recent sale of the seat for \$85,000 is dethat the cose will be carried to the United States circuit court of appeals.

Movements of Ocean Vessels Jan. 10. At New York-Sailed: Cedric, for Liver-pool; Ethopia, for Glasgow; Statendam, for Rotterdam. these cases and he has made numerous lotterdam.

At Liverpool—Arrived: Parisian.
Inifax. Salled: Majestic, for New
At Glasgow—Arrived: Salacia, fro. Halifax.

At Queenstown Sailed: Ivernia, for Boston, Arrived: Saxonia, from Boston, At Yokohama—Arrived: Empress of India, from Vancouver; Twickenham, from acoma At London-Arrived: Lancastarian, from

Eight Deaths Saused by Blaze in West House, Minneapolis.

Several Guesta and Servanta Par-

About \$30,000.

sixth floor.
THOMAS SUMMERVILLE, Springfield.
Mass., suffocated in his room on the sixth

The seriously injured are:

smoke.

Mrs. B. D. Bariow, Los Angeles, injured while being rescued by Captain John Berwin; condition critical.

Alice Lard, maid in hotel, injured by jumping to roof of Unique building.

yet to be tried will contain a charge and fire, which is supposed to have been specification relative to "encouraging and started by crossed electric light wires, was countenancing hazing," the decision upon in itself insignificant, being confined to the elevator shaft and the top floor in the corner of the building, but the wild excite-STICKNEY SPEAKS IN ST. PAUL ment which followed the first a arm hurried people into the halls and out on window President of Great Western Talks ledges in frantic attempts to save themselves. There was really no help for several who lost their lives. The wood in the elevator shaft burned like tinder and a sheet of flame twenty feet wide, mount-ST, PAUL, Minn., Jan. 10 .- President A. ing to the seventh story, frightened the B. Stickney of the Chicago Great Western guests out of their senses. railway delivered an address today before

windows, others their feet and in almost ment was quickly on the scene and the work of rescue began.

\$30,000. Death of Captain Berwin. Caught like rats in a trap several of those who are now dead laid down in their rooms to be slowly smothered and burned to death. Others, more heroic, attempted to escape by way of the fire escape. Captain John Berwin, who lost his life in saving the life of Mrs. B. D. Barlow of Los Angeles. Cal., was one of the first firemen to climb into the burning building. Ascending to the seventh floor on a scaling ladder he stumbled upon the unconscious form of Mrs. Barlow. The aged woman had

groped her way to the stairway, only to

succumb to the smoke. Strapping the limp body to his back Berwin pushed out onto the window ledge to carry his burden down the ladder. Between the seventh and sixth floors the strap broke. Bending over to balance the body of the woman a moment the fireman leaned forward at the risk of his life and gathering himself for a supreme effort hurled the woman toward a projecting ledge on the floor below. Mrs. Barlow had been revived by the cold air and she grasped the projection and held on. making the throw Captain Berwin lost his balance and was dashed to his death on the pavement. Mrs. Barlow was rescued by another fireman.

J. B. Peisniger, a traveling man from New York, ran to the seventh story window. Apparently dazed, he climbed up onto the window sili and an instant later was turning and tumbling through the air. He struck the railing near the Hennepin avenue side of the hotel and was literally cut in two.

Word has been received over the private wire of the Van Dorn Grain company at the CINCINNATI, Jan. 10.-The claim of W. | Omaha Board of Trade that a Miss Mable Larson of Omaha was among the killed. The list of killed shows a Miss Mabel Larson, but does not say she is from prevent any interference with the sale of or the young woman's name called up The Bee by telephone to ask if word had yet been received of the death of Miss Mable the amount to be realized for the creditors Larson. He added that Larson was not the of Holzman & Co., bankrupts, and the right name of the young woman from Omahs, whose death is feared, but that her cided by the court to be regular and first name was Mable. He said she went proper. Attorneys for Odell gave notice up to Minneapolis for the holidays, assuming the name of Larson. He did not know that she was stopping at the West hotel. J. H. Hulbert, bailiff in Judge Estelle's

department of the district court, received word that his nephew, William S. Amsden, was injured in the fire, but the report cannot be confirmed. He and his brother are in the elevator business, the latter, C. M. Amsden, being president of the Minneapolis & Northern Elevator company. Almost simultaneously, with the receipt of the news from Minneapolis, Mr. Hulbert was advised of the death in Los Angeles of his Boston: Messaba, from New York.

At Cherbourg—Balled: Kaiser Wilhelm
II, for New York.

At Plymouth—Arrived: Kaiser Wilhelm
Ger Grosse, from New York.

Mrs. Sarah K. Amsden, which occurred
Tuesday night. C. M. Amsden was with
his mother when death ensued. sister, and mother of the Amaden boys.